IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 17TH SEPTEMBER 2007 / 26TH BHADRA 1929

WP(C).No. 27598 of 2007(I)

PETITIONER:

ALBIN E.ANTONY, S/O. E.J.ANTONY,
PROPRIETOR, MATHA GRAPHICS, GLOBEL MOUNT SHOPPING COMPLEX, CHERTHALA.

BY ADV. SRI.C.K.SAJEEV

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY THE SECRETARY, VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

2. TEH SUB ENGINEER,
ELECTRICAL SECTION, K.S.E.B., CHERTHALA EAST.

3. THE DEPUTY CHIEF ENGINEER,
ANTI POWER THEFT SQUAD, K.S.E.B., VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI.P.P.THAJUDEEN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/09/2007, THE COURT ON 17/09/2007 DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.27598 of 2007

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Dated this the 17th day of September, 2007.

JUDGMENT

The petitioner is challenging a provisional electricity bill on the ground that the Sub Engineer who issued the same is not competent under the Rules and only an Assistant Engineer can issue it. Since petitioner has a right of objection against provisional bill, petitioner can raise this objection also. The W.P. is accordingly disposed of directing the second respondent to finalise the bill, if he is authorised or otherwise refer the file to the concerned Assistant Engineer for hearing petitioner's objections and for finalising the bill. If petitioner has grievance against the bill as finalised, petitioner can file appeal against the same. There will be stay against disconnection for three weeks within which time the bill will be finalised.

C.N.RAMACHANDRAN NAIR
Judge

pms